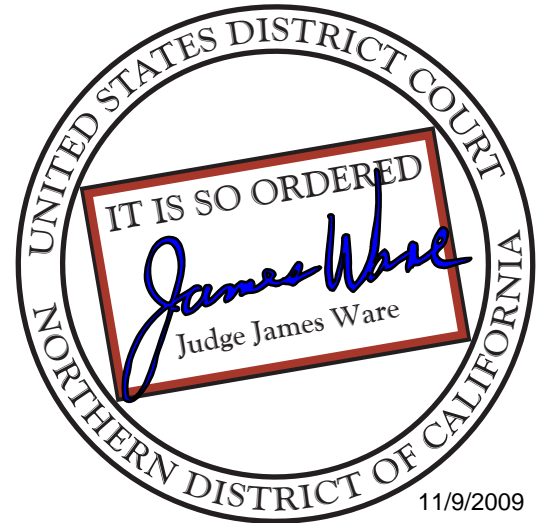


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DEBORAH DI GRAZIA



UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT  
SAN JOSE DIVISION

DEBORAH DI GRAZIA, a widow

Plaintiff,

vs.

SAZERAC COMPANY, INC., a Louisiana  
corporation; BROWN-FORMAN, INC., a  
Delaware corporation; and TEQUILA  
HERRADURA, S.A., a Mexican  
corporation,

Defendants.

No. 5:08-CV-01562 JW (PVT)

**STIPULATION OF DISMISSAL WITH  
PREJUDICE**

**STIPULATION OF DISMISSAL**

PLEASE TAKE NOTICE that, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), plaintiff Deborah di Grazia, and defendants Sazerac Company, Inc., and Brown-Forman, Inc., by and through their respective counsel, hereby stipulate and agree that this action shall be dismissed with prejudice in all respects. Each party will bear its own costs and fees.

Dated: October 30, 2009

MANATT, PHELPS & PHILLIPS, LLP

By: /s/ Andrew A. Bassak

Andrew A. Bassak  
Attorneys for Plaintiff  
DEBORAH DI GRAZIA

Dated: November 2, 2009

COOLEY GODWARD KRONISH LLP

By: /s/ Michael A. Attanasio

Michael A. Attanasio  
Attorneys for Defendant  
SAZERAC COMPANY, INC.

Dated: November 3, 2009

STITES & HARBISON PLLC

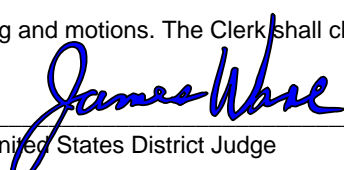
By: /s/ Oliver H. (Scott) Barber, III

Oliver H. (Scott) Barber, III  
Attorneys for Defendant  
BROWN-FORMAN, INC.

**IT IS SO ORDERED:**

The Court terminates any remaining pending deadlines, hearing and motions. The Clerk shall close this file.

Dated: November 9, 2009

  
United States District Judge